

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of:)	
Nadia GARDEL et al.)	Group Art Unit: 1617
Application No.: 10/603,698)	Examiner: K. R. McMillian
Filed: June 26, 2003)	Confirmation No.: 8001
For: WATER-IN-OIL EMULSION FOUNDATION)	<u>VIA EFS-WEB</u>

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Mail Stop AF

NOTICE OF APPEAL UNDER 37 C.F.R. § 41.31

Sir:

Applicants appeal to the Board of Patent Appeals and Interferences from the Examiner's decision mailed August 5, 2009. The items checked below are appropriate:

1. ☒ Applicants petition for a three-month extension of time, based on the mailing date of the outstanding Office action, extending the due date for response to February 5, 2010. The petition fee of \$1,100.00 is submitted herewith.
2. ☒ The Notice of Appeal Fee of \$540.00 is submitted herewith.
3. ☒ A pre-appeal brief conference is requested. The request and supporting documentation are attached.

Please grant any extensions of time required to enter this response and charge
any additional required fees to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: February 1, 2010

By: *Jennifer Gupta*
Jennifer H. Gupta
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